

## Message Text

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ORIGIN EB-11

INFO OCT-01 NEA-14 IO-14 ISO-00 AF-10 ARA-16 EA-11 EUR-25

RSC-01 AGR-20 CEA-02 CIAE-00 COME-00 DODE-00 FRB-02

H-03 INR-10 INT-08 L-03 LAB-06 NSAE-00 NSC-07 PA-04

AID-20 CIEP-02 SS-20 STR-08 TAR-02 TRSE-00 USIA-15

PRS-01 SP-03 FEA-02 OMB-01 SWF-02 /244 R

DRAFTED BY EB/OT/GCP:DTMORRISON

APPROVED BY EB/OT/GCP:DTMORRISON

NEA/INS:DBORN

AGRICULTURE:KREYNOLDS(SUBS)

COMMERCE:ELESLIE

STR:AGARLAND

TREASURY:WBARREDA(SUBS)

----- 049259

P R 162134Z MAY 74

FM SECSTATE WASHDC

TO AMEMBASSY NEW DELHI PRIORITY

INFO USMISSION GENEVA

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E.O. 11652:N/A

TAGS: GATT, ETRD, IN

SUBJECT: GATT ARTICLE XXVIII NEGOTIATIONS WITH INDIA

REFS: A) NEW DELHI 6464, B) GENEVA 2943, C) STATE 98866

D) NEW DELHI 3093 E) GENEVA 5747 F) NEW DELHI 9265

1. EMBASSY SHOULD ASK GOI FOR EXPLANATION OF WHY INDIAN  
ARTICLE XXVIII OFFER UNAVAILABLE PRIOR MAY 27. GOI HAS NOT  
LACKED TIME SINCE IMPLEMENTATION OF TARIFF CHANGES TO PRE-  
PARE OFFER OR COUNTER-OFFER TO U.S. REQUEST LIST. GOI HAS  
PROMISED SUCH OFFER ON SEVERAL PAST OCCASIONS (REFS D,E&F)  
WITHOUT DOING SO AND PRESUMABLY WAS PREPARED TO TABLE  
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OFFER ON MAY 20 (REF B). NARASIMHAN (REF D) HAS PREVIOUS-

LY AGREED THERE NO POINT IN HOLDING NEGOTIATIONS IN ADVANCE OF GOI RESPONSE TO U.S. REQUEST LIST.

2. DELAY BY GOI UNTIL EVE OF ARTICLE XXV WAIVER EXPIRATION RAISES QUESTION WHETHER GOI SERIOUS IN EFFORTS TO CONCLUDE ARTICLE XXVIII NEGOTIATIONS WITHIN TERMS OF WAIVER OR WHETHER GOI SIMPLY PREPARING BASIS FOR REQUEST FOR WAIVER EXTENSION.

3. ALTHOUGH TRADE AFFECTED IS SMALL BY EITHER U.S. OR INDIAN STANDARDS, THIS IS NO BASIS FOR IGNORING GATT OBLIGATIONS INVOLVED. IN FACT, SMALL SIZE OF U.S. AND OTHER CLAIMS SHOULD FACILITATE GOI ACTIONS TO CONCLUDE ARTICLE XXVIII RENEGOTIATIONS. ACCORDINGLY, WE ARE AS MUCH MYSTI-

FIED AS ANNOYED BY GOI "CAT AND MOUSE" APPROACH TO NEGOTIATIONS.

4. EMBASSY REQUESTED TO USE BEST EFFORTS AT APPROPRIATE LEVEL OF GOI OFFICIALDOM TO JAR LOOSE A REASONABLE GOI COUNTER PROPOSAL SO THAT WE CAN WRAP UP THESE ARTICLE XXVIII NEGOTIATIONS.

5. GOI SHOULD BE ADVISED THAT U.S. PREPARED TO SEND NEGOTIATING TEAM TO GENEVA SOON AFTER RECEIVING REASONABLE GOI OFFER. RECEIPT OF SUCH GOI OFFER EARLY IN WEEK OF MAY 20 SHOULD ALLOW US TO SEND NEGOTIATING TEAM TO GENEVA DURING WEEK MAY 27.

6. TSC 73-54 POUCHED. EXCERPT OF U.S. REQUEST LIST CABLED SEPTEL. RUSH

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** RAW MATERIALS, TARIFF NEGOTIATIONS, TARIFF AGREEMENTS, FOREIGN TRADE  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 16 MAY 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** GarlanWA  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974STATE102492  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** DTMORRISON  
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**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740121-0679  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1974/newtext/t19740541/aaaabkjk.tel  
**Line Count:** 92  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** A) NEW DELHI 6464, B) GENEVA 2943, C, ) STATE 98866  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** GarlanWA  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 17 JUN 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <17 JUN 2002 by cunninfx>; APPROVED <21 FEB 2003 by GarlanWA>  
**Review Markings:**

Declassified/Released  
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EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
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**Review Release Event:** n/a  
**Review Transfer Date:**  
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**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** GATT ARTICLE XXVIII NEGOTIATIONS WITH INDIA  
**TAGS:** ETRD, IN, US, GATT  
**To:** NEW DELHI  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005